

## DISTRICT OF OREGON

Respondent.

## ORDER

Attorneys for Respondent

KING, Judge:

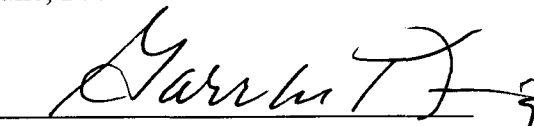
The Honorable Janice Stewart, United States Magistrate Judge, filed Findings and Recommendation on May 16, 2007. The matter is before this court. See 28 U.S.C. § 636(b)(1)(B) and Fed. R. Civ. P. 72(b). Petitioner filed objections to the Findings and Recommendation, and respondent filed a response.

When either party objects to any portion of the Magistrate's Findings and Recommendation, the district court must make a *de novo* determination of that portion of the Magistrate's report. See 28 U.S.C. § 636(b)(1)(C); McDonnell Douglas Corp. v. Commodore Business Machines, Inc., 656 F.2d 1309, 1313 (9th Cir. 1981), cert. denied, 455 U.S. 920 (1982).

Having given a *de novo* review of the issues raised in the objections to the Findings and Recommendation, I find no error.

Accordingly, I ADOPT Judge Stewart's Findings and Recommendation (#41) and I DISMISS the Amended Petition ~~for~~ Writ of Habeas Corpus (#25).

Dated this 13<sup>th</sup> day of June, 2007.

  
Garr M. King  
United States District Judge